

Incident Report

Irving Police Department



305 N O'Connor Rd
Irving TX 75061

(972) 721-2437

Supplement No
ORIG

Reported Date
09/23/2016
Report Type
ASLT AGG
Officer
HOLBERT, DOUGLAS

Administrative Information

Agency Irving Police Department	Report No [REDACTED]	Supplement No ORIG	Reported Date 09/23/2016	Reported Time 10:55	CAD Seq No 160911801
Status REPORT PENDING/INVESTIGATE	Report Type AGG ASSAULT				
Location 401 W SIXTH ST			City Irving	Rep Dist 2516	Area PD1
From Date 09/23/2016	From Time 10:30	To Date 09/23/2016	To Time 11:00	Officer 1023/HOLBERT, DOUGLAS	
Assignment PATROL DIVISION		Entered by 1023	Assignment PATROL DIVISION	RMS Transfer Successful	Approving Officer C1387
Approval Date 01/18/2017		Approval Time 17:00:30			
# Offenses 1	Statute Code 13150005		Description AGG ASSAULT WITH DEA		Complaint Type
Link VIC	Involvement VIC	Invl No 1	Name [REDACTED]	Race B	Sex M
Link SUS	Involvement SUS	Invl No 1	Name UNKNOWN	Race W	Sex M

Person Summary

Invl SUS	Invl No 1	Type I	Name UNKNOWN	MNI	Race W	Sex M	DOB
Invl VIC	Invl No 1	Type I	Name [REDACTED]	MNI 6179573	Race B	Sex M	DOB [REDACTED]

Vehicle Summary

Invl SUS	Type 1	License No [REDACTED]	State TX	Lic Year 2017	Year 2004	Make CHEV	Model IMP	Style 4D	Color BLK
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Property Summary

Involvement DIG	Description ARTICLE: EVIDENCE YEVD AXON BWC
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Summary Narrative

Unknown suspect pulled a gun and pointed it at the victims face.

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SUSPECT 1: UNKNOWN

Involvement	Invl No	Type	Name	Race	Sex	Age	To Age
SUSPECT	1	Individual	UNKNOWN	WHITE	MALE	22	28
Juvenile?	Height	To Height	Weight	To Weight	Hair Color		
No	5'05"	5'07"	120#	130#	BROWN		

COMPLAINANT/VICTIM 1:

Involvement	Invl No	Type					MINI		
COMPLAINANT/VICTIM	1	Individual					6179573		
Race	Sex	DOB	Age	Juvenile?	Height	Weight	Hair Color	Eye Color	Means of Attack
BLACK	MALE		47	No	6'00"	245#	BLACK	BROWN	FIREARM AGGRAVATED
Extent of Injury		Dom Violence							
NO VISIBLE INJURY		NO							
Type	Address				City		State		
HOME					Irving		TEXAS		
Type	(DL or State ID Card) Operator License				ID No		OLS		
							TEXAS		
Phone Type	Phone No								
Cell									
Employer/School			Location						
COCA COLA			8161 MOBERLY LN						
City	State	ZIP Code							
DALLAS	TEXAS	75204							

Vehicle:

Involvement	Type	License No	State	Lic Year	Lic Type	Year
SUSPECT VEHICLE	AUTO/SUV		TEXAS	2017	PASSENGER CAR	2004
Make	Model	Style	Color	VIN		
CHEVROLET	IMP	SEDAN, 4 DOOR	BLACK			
Link	Involvement	Invl No	Name	Race	Sex	DOB
SUS	SUS	1	UNKNOWN	W	M	

Property

Item	Involvement	In Custody?
1	DIGITAL PHOTOS/CRIME SCENE PHOTOS	No
Description	Type	Cat
AXON BWC	A	EVIDENCE
Article	# Pieces	
EVIDENCE (PHOTOS/MOBILE VIDEO/ALL OTHER)	1	

Modus Operandi

Crime Code(s)
ASSAULT AGGRAVATED / SIMPLE

Narrative

Unknown white male suspect pulled a gun and pointed it at the victims face.

On 09/23/16 at 1040 hours, I was dispatched to the area of Fifth and Delaware in reference to a man with a gun. According to the call notes, a male had a gun pulled on him. I was updated on my way to the call that the suspect vehicle was a black Chevrolet Impala bearing TX LP [REDACTED]. The suspect was last seen traveling WB on Fifth Street and the victim was not following. I checked the area and was not able to locate the suspect. The caller disconnected with dispatch and would not answer the phone when attempted to call back.

At 1053 hours, I was dispatched to 2000 E. 356 (Waffle House) to speak with the victim of the previous call. I arrived a short time later and spoke to VIC-[REDACTED]. He told me that he had a gun pulled on him at a gas station. He described the gas station as being at Fifth and MacArthur near where you can park and get out to walk on a trail. I asked him if he thought it might be the gas station at Sixth and O'Connor and he stated he believed that was the correct gas station.

Henry went on to tell me that he got out of his car and went inside the gas station. When he came out he saw a younger, white male wearing a red shirt was looking at him. [REDACTED] said he could tell the suspect was upset that he was with a white woman. The suspect got into his car and began speaking to a white female. [REDACTED] said that he could read his lips and was calling him racial slurs and talking about him being with a white woman. [REDACTED] said that he rolled down his window and said "what's up". The suspect rolled down his window and "what's up". [REDACTED] got out of his car and walked near the suspect. At that point, the suspect got out and pulled a gun from his pants. The suspect pointed the gun and [REDACTED] face, which caused him to fear for his life. [REDACTED] said that he walked

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Narrative

back towards the rear of his car and raised his hands. He said that he did not confront him anymore and walked away. The suspect continued to speak and took off his shirt.

said the car the suspect was in was either a black Malibu or Impala bearing TX LP The suspect LP, which is in the report came back to a black Chevrolet Impala out of Harleton, TX.

The white male suspect was described as being a younger white male. He was short (505-507) and small build. He had short hair and several tattoos all over his chest and arms.

completed a written statement, which is included in the report.

After speaking to I went to 401 W. Sixth Street (El Ron's) to see if I could watch the video footage. The clerk there attempted to show me the video but we could not see anything due to not knowing how to work the system.

The report was forwarded to Crime Scene so they can attempt to get the video.

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305 N O'Connor Rd

Irving TX 75061

(972) 721-2437

Supplement No
0001

Reported Date
09/24/2016
Report Type
ASLT AGG
Officer
TULL, DAVID II

Administrative Information

Agency Irving Police Department		Report No [REDACTED]	Supplement No 0001	Reported Date 09/24/2016	Reported Time 01:07	CAD Seq No 160911801
Status REPORT PENDING/INVESTIGATE		Report Type AGG ASSAULT				
Location 401 W SIXTH ST				City Irving	ZIP Code 75060	Rep Dist 2516
Area PD1	Beat 25	From Date 09/23/2016	From Time 10:30	To Date 09/23/2016	To Time 11:00	
Officer 956/TULL, DAVID II				Assignment CRIMINAL INVESTIGATIONS/CRIME SCENE		
Entered by 956		Assignment CRIMINAL INVESTIGATIONS/CRIME SCENE		RMS Transfer Supplement Transfer Complete		
Approving Officer 658		Approval Date 09/28/2016		Approval Time 13:36:59		

Property

Item 1	Involvement DIGITAL PHOTOS/CRIME SCENE PHOTOS	In Custody? No
Description DIGITAL SECURITY CAMERA FOOTAGE	Typ A	Cat EVIDENCE
Article EVIDENCE (PHOTOS/MOBILE VIDEO/ALL OTHER)		RMS Transfer Successful

Modus Operandi

Crime Code(s)
ASSAULT AGGRAVATED / SIMPLE

Narrative

On 09/23/2016 I, Investigator D. Tull II #956, received the routing in reference to a video of the offense possibly being at the location. At approximately 2100hrs I went to the store located at 401 W Sixth St and spoke with the owner and clerk. The clerk stated that he was on duty during the time frame when the incident occurred and he did not see anything or know where the people were located. The owner provided me access to the computer system which had the security camera footage. I was able to watch the video and determined that on Camera 14 (which points South towards Sixth St from the south wall of the building, above the entry door) at approximately 1034hrs a black Impala is seen pulling into a parking space. A W/M and a W/F exit the vehicle and enter the store. A short time later a Black SUV (Chevrolet Tahoe) pulled into the location and a B/M and W/F exited and entered the store.

A couple minutes pass and the occupants of the black Impala exit the store and enter the vehicle. A short time later the B/M and W/F exit the store and enter the Tahoe. The video angle is not the greatest but it appears that the Tahoe begins to back out and the B/M exits the front passenger door and walk towards the driver's side of the Impala. As the B/M gets to the back driver's side quarter panel he stops and takes a couple steps back and then enters the Tahoe. The Tahoe then leaves the location. A short time later the Impala is seen exiting the parking lot.

Based on the statements in the initial report, I did not observe the W/M exit the vehicle and produce a handgun or take off his shirt. It is possible that the W/M produced a handgun from the driver's seat but I don't believe he exited the vehicle.

I made a copy of the file and copied it to my department issued USB thumbdrive. The only file format I could make the copy in was a .DAV file. This file was uploaded to the DCS Server.

Nothing further at this time.

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0002

Reported Date
10/20/2016
Report Type
ASLT AGG
Officer
BURKLEO, KEVIN

Administrative Information

Agency Irving Police Department		Report No [REDACTED]	Supplement No 0002	Reported Date 10/20/2016	Reported Time 16:33	CAD Seq No 160911801
Status REPORT SUSPENDED/CLOSED		Report Type AGG ASSAULT				
Location 2000 E 356 RD EB				City Irving	Rep Dist 2412	Area PD1
From Date 09/23/2016	From Time 10:30	To Date 09/23/2016	To Time 11:00	Officer 845/BURKLEO, KEVIN		
Assignment CRIMINAL INVESTIGATIONS/PERSONS			Entered by 845	Assignment CRIMINAL INVESTIGATIONS/PERSONS		
RMS Transfer Supplement Transfer Complete			Approving Officer 658	Approval Date 01/23/2017		
Approval Time 14:02:34						
# Offenses 1	Statute Code 13150005		Description AGG ASSAULT WITH DEA		Complaint Type	
Link WIT	Involvement WIT	Inv No 1	Name [REDACTED]	Race W	Sex F	DOB [REDACTED]
Link ATL	Involvement ATL	Inv No 1	[REDACTED]	Race W	Sex M	[REDACTED]
Link WIT	Involvement WIT	Inv No 2	[REDACTED]	Race W	Sex F	DOB [REDACTED]
# Offenses 2	Statute Code 52030024		RM BY		Complaint Type	
Link ATL	Involvement ATL	Inv No 1	[REDACTED]	Race W	Sex M	DOB [REDACTED]
AT LARGE 1: [REDACTED]						
Involvement AT LARGE	Inv No 1	Type Individual	[REDACTED]	MNI 5004186	Race WHITE	Sex MALE
DOB [REDACTED]	Age 32	Juvenile? No	Height 5'10"	Weight 175#	Hair Color BROWN	Eye Color BROWN
RMS Transfer Successful						
Type HOME	Address [REDACTED]			City Irving	State TEXAS	
Type FBI number	ID No 100939N133					
Type (DL or State ID Card) Operator License	ID No [REDACTED]				OLS TEXAS	
Type (SID History) State Identification Number	ID No 06135682				OLS TEXAS	
Type Social Security Number	[REDACTED]					
Felony Arraignment Comment1 Subject in Custody for multiple felonies from another city						
Felony Arraignment Comment2 Subject has long CCH including 14 felony convictions						
Involvement AT LARGE	Arrest Type AT LARGE	Status OTHER				
DPS No 13150005	Level F2	Charge Literal AGG ASSAULT D/W			Warrant ORI TX0571500	
DPS No 52030024	Level F3	Charge Literal UNL POSS FIREARM FEL			Warrant ORI TX0571500	

On 09/23/2016, the victim, [REDACTED] reported that the defendant pulled a gun on him in the parking lot of S&M Food Mart, 401 W. 6th St, Irving, Dallas County, Texas. A witness, [REDACTED] also observed the defendant pull out a firearm and point it at the victim. Another witness, [REDACTED], who was the defendant's girlfriend at the time of this incident and was in the car with the defendant, confirmed that the

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defendant did in fact have a firearm in which he pulled out and pointed at the victim. The defendant was arrested the next day, 09/24/2016, by Grand Prairie Police Department for being in possession of a firearm by a felon (unrelated to this incident) along with other felony charges. [REDACTED] positively identified the defendant as the person who pulled out the firearm on the victim. The defendant is a 14 time convicted felon, per his Computerized Criminal History.

WITNESS 1:

Involvement	Invl No							MNI	Race	
WITNESS	1							6173598	WHITE	
Sex	DOB	Age	Juvenile?	Height	Weight	Hair Color	Eye Color	RMS Transfer		
FEMALE	[REDACTED]	26	No	5'03"	125#	BROWN	BROWN	Successful		
Type	Address						City	State		
HOME	[REDACTED]						HARLETON	TEXAS		
ZIP Code		75651								
Type	ID No						OLS			
(DL or State ID Card)		Operator License						TEXAS		
Phone Type	Phone No		Phone Type		Phone No					
Cell	[REDACTED]				[REDACTED]					

WITN

Involvement	Invl No	Type	Name	MNI	Race
WITNESS	2	Individual	[REDACTED]	6195711	WHITE
Sex	RMS Transfer				
FEMALE	Successful				
Type	Address			City	State
HOME	[REDACTED]			Irving	TEXAS
Phone Type	Phone No				
Cell	[REDACTED]				

Property

Item	Involvement	In Custody?				
1	DIGITAL PHOTOS/CRIME SCENE PHOTOS	No				
Description		Type Cat				
Copies of GPPD Report #16-19016		A EVIDENCE				
Article	# Pieces	RMS Transfer				
EVIDENCE (PHOTOS/MOBILE VIDEO/ALL OTHER)	3	Successful				
Link	Involvement	Invl No	Name	Race	Sex	DOB
ATL	ATL	1	[REDACTED]	W	M	[REDACTED]
Item	Involvement	In Custody?				
2	DIGITAL PHOTOS/CRIME SCENE PHOTOS	No				
Description		Type Cat				
snapshots from video of the suspect and witness		A EVIDENCE				
Article	# Pieces	RMS Transfer				
EVIDENCE (PHOTOS/MOBILE VIDEO/ALL OTHER)	2	Successful				
Link	Involvement	Invl No	Name	Race	Sex	DOB
ATL	ATL	1	[REDACTED]	W	M	[REDACTED]
Item	Involvement	In Custody?				
3	DIGITAL PHOTOS/CRIME SCENE PHOTOS	No				
Description		Type Cat				
DL photo of [REDACTED]		A EVIDENCE				
Article	# Pieces	RMS Transfer				
EVIDENCE (PHOTOS/MOBILE VIDEO/ALL OTHER)	1	Successful				
Link	Involvement	Invl No	Name	Race	Sex	DOB
ATL	ATL	1	[REDACTED]	W	M	[REDACTED]
Item	Involvement	In Custody?				
4	DIGITAL PHOTOS/CRIME SCENE PHOTOS	No				
Description		Type Cat				
Carpenter info - ARS, AIS, CCH, DL		A EVIDENCE				
Article	# Pieces	RMS Transfer				
EVIDENCE (PHOTOS/MOBILE VIDEO/ALL OTHER)	1	Successful				
Link	Involvement	Invl No	Name	Race	Sex	DOB
ATL	ATL	1	[REDACTED]	W	M	[REDACTED]

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Item	Involvement	In Custody?
5	DIGITAL PHOTOS/CRIME SCENE PHOTOS	No
Description NICB response and Registration of suspect vehicle		Typ Cat A EVIDENCE
Article EVIDENCE (PHOTOS/MOBILE VIDEO/ALL OTHER)		# Pieces RMS Transfer 1 Successful
Link	Involvement	Involvement
ATL	ATL	1
Item	Involvement	In Custody?
6	DIGITAL PHOTOS/CRIME SCENE PHOTOS	No
Description Henry CCH		Typ Cat A EVIDENCE
Article EVIDENCE (PHOTOS/MOBILE VIDEO/ALL OTHER)		# Pieces RMS Transfer 1 Successful
Link	Involvement	Involvement
ATL	ATL	1
Item	Involvement	In Custody?
7	DIGITAL PHOTOS/CRIME SCENE PHOTOS	No
Description NVLS Detection Report		Typ Cat A EVIDENCE
Article EVIDENCE (PHOTOS/MOBILE VIDEO/ALL OTHER)		# Pieces RMS Transfer 1 Successful
Link	Involvement	Involvement
ATL	ATL	1
Item	Involvement	In Custody?
8	DIGITAL PHOTOS/CRIME SCENE PHOTOS	No
Description Audio Phone interview -		Typ Cat A EVIDENCE
Article EVIDENCE (PHOTOS/MOBILE VIDEO/ALL OTHER)		# Pieces RMS Transfer 1 Successful
Link	Involvement	Involvement
OTH	WIT	1
Modus Operandi		
Crime Code(s) ASSAULT AGGRAVATED / SIMPLE		
Narrative		

INVESTIGATOR:
Detective K. Burkleo #845
CID-CAPERS
Irving Police Department
305 N. O'Connor Blvd.
Irving, TX 75039
Desk: 972-721-3576
Mobile: 817-676-3472
kburkleo@cityofirving.org

I. Introduction

On 09/24/2016, Sgt. Swann assigned this case to me. On 10/17/2016, the victim called me about his case. I made an appointment with him to come in for an interview on Thursday, 10/20/2016.

As I was looking at this report, it was found that the address listed in the report was the location that the officer met with the victim to make the report. The actual offense occurred at the S&D Food Mart, 401 W. 6th Street.

CSI Tull told me that he had recovered the video from the location, but that he was having trouble making it work on our systems. He finally gave me a copy of a converted video of the altercation.

III. The Surveillance Video

On 09/29/2016, I viewed the converted video provided by CSI Tull. It plays in a Windows Media Format. The video plays for a while before the altercation happens. On the Windows Media Player timer, at 14 minutes and 30 seconds, walks out of the store. At this point, the suspect and his girlfriend are already in the black

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Chevy Impala. [REDACTED] window is up. Just as [REDACTED] reaches the driver's door of her Tahoe, [REDACTED] opens his door rapidly. It appears, although there is no sound, that there are some words exchanged between [REDACTED] and the suspect. Words are continued to be exchanged until 14 minutes and 55 seconds.

At 14 minutes and 55 seconds, [REDACTED] starts backing up the Tahoe. She backs up a few feet with [REDACTED] door still open. After a few feet, [REDACTED] jumps out the vehicle and starts to walk over the driver's door of the black Impala. You can see that [REDACTED] is saying something to the suspect loudly. He continues walking toward the door of the Impala until he is about a foot or two away. You can see the suspect fling his right arm from the center of the car to the window. You cannot see a gun or any other weapon. But, [REDACTED] sees his arm and says that he had a gun in it. [REDACTED] reaction on the video does seem consistent with him seeing a gun. [REDACTED] freezes, puts his arms up and begins walking backward toward the back of the car. He moves around directly behind the car, and then goes back to the Tahoe. The suspect backs out and drives away.

The male suspect is described as a white male, with a slight beard. He never faces the camera so there is not a face shot. He appears to be skinny. He was wearing a red t-shirt and jeans as well as a dark color baseball hat. The white female that is with him is wearing jean shorts and a white t-shirt and flip flops. The camera view is decent and the suspect could be tentatively identified if we find out who he is.

The surveillance video was uploaded into DCS.

On 01/17/2017, after talking to witness [REDACTED], I reviewed the video again. She had told me during her interview that the victim had approached [REDACTED] with a knife and threatened him. I reviewed the video very closely and I cannot see a knife in [REDACTED] hand. As he gets out of the vehicle, he is holding his right arm down to his side, but then when the gun comes out, [REDACTED] throws up his arms. It does not appear that he is holding a knife in either hand. AS he walks back to his vehicle, he raises his right hand and appears to open it revealing he is not holding anything. He also uses his right hand to open the car door, and has his left hand open up against the Tahoe. Again, there does not appear to be anything in his hands.

II. Interview with the Victim - [REDACTED]

On 10/20/2016, the victim, [REDACTED] came in for an interview. [REDACTED] had brought his wife, [REDACTED], with him. They were brought into CID lobby. [REDACTED] waited in the lobby while [REDACTED] was taken into interview room #1.

I asked [REDACTED] to tell me what happened. He said that he and his wife went to the convenience store at 6th and O'Connor. His wife, [REDACTED] went in the store while he stayed in the vehicle. The suspect and his girlfriend went in to the store as well. They came back out to their car and got in. He said that the guy kept looking on him and was mouthing words. [REDACTED] said that he was reading the guy's lips. [REDACTED] said that the guy was calling him a "Nigger" and talking trash about him being with a white woman. This angered [REDACTED]

[REDACTED] said that the guy kept staring at him and continued to mouth words at him. ([REDACTED] window was up, so it would be doubtful that he could hear the guy). As [REDACTED] reaches the vehicle, [REDACTED] opened the door and asked the suspect "what's up?" The suspect also replied "what's up!" [REDACTED] said that [REDACTED] was trying to talk him into not getting out. [REDACTED] said that the guy said something else but he wasn't sure what it was. [REDACTED] backed up the vehicle while [REDACTED] had the door still open. He jumped out of the Tahoe. He walked up the driver's door of the Impala. [REDACTED] admitted that he might have said that he was going to fight him.

[REDACTED] said that the suspect pulled a gun from the center of the vehicle with his right hand and pointed it out the window. [REDACTED] said that he stopped and backed up to the rear of the Impala. He then walked back to his vehicle and told the suspect "ok, you win!" He got back in the Tahoe. The suspect drove off.

He was informed that I didn't have a suspect identified yet but if I were able to get one identified he would be notified.

We talked for a few more minutes and the interview was ended. This is just a summary of the interview.

III. Interview with Witness [REDACTED]

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Narrative

I brought [REDACTED] into the interview room #1.

[REDACTED] told me that she went into the store to buy cigarettes. She stood in line behind the suspect and the female friend. She said that no altercation once so ever happened inside the store between her and them. She said that she paid for her cigarettes and went out to her Tahoe. She said when she got in, she saw that [REDACTED] was in a verbal altercation with the suspect. He had opened his door and they were yelling at each other.

[REDACTED] said that she tried talking [REDACTED] out of getting out and confronting the suspect. She said he is usually very confrontational. She even tried just backing out to leave, but [REDACTED] got out and challenged the suspect anyway. She said she saw the suspect reach down to the center of the vehicle and pull out a pistol. He then crossed his body with the pistol in his right hand and pointed it out the window. The suspect did not point the pistol at [REDACTED] but it was in his direction. She said she saw [REDACTED] then stop advancing on the car. [REDACTED] went behind the suspect's car and then got back into the Tahoe.

She said that the suspect backed out and left so she went the other direction. I asked her if the suspect had pointed the gun at [REDACTED] and she said that he did not point it at his head, but it was pointed in his direction. She said that it seemed to her that the suspect was making [REDACTED] aware that he had one, and that he needed to back away.

We talked for a few more minutes and the interview was ended. This is just a summary of the interview.

IV. The Suspect Vehicle

I checked the license plate for the suspect through ARS, CLEAR and NDEX. I did not find any information. It is registered to an elderly male named [REDACTED] in Harleton, Texas. I did not find any links of this vehicle to a male matching the description. The vehicle was a black 2004 Chevy Impala.

I checked NVLS and found that its license plate had been hit by a LPR while driving on Nursery at Shady Grove in Irving. It was also possibly parked at Renfro and Center Streets in Grand Prairie, as well as parked next to the Tarrant County College Campus in downtown Ft. Worth. It was parked along Taylor Street. The NVLS report for Renfro and Center Street was added to the case.

On both 10/20/2016 and 10/21/2016, I drove by Renfro and Center Streets to attempt to locate the vehicle. I did not locate it.

On 01/13/2017, I called the registered owner, [REDACTED]. He lives out in Marshall, Texas near the Louisiana border. He said that his grandson's ex-wife, [REDACTED] stole the car from him and took it to Irving. He said that the Dallas PD found his vehicle, but it was stripped. They towed it to their auto pound. [REDACTED] insurance company, Allstate, totaled the car and took possession of it. He also told me that he has not registered it since May of 2015, even though the registration shows his name and that it was done in September of 2016.

I began looking into [REDACTED] and found that she was associated with a person named [REDACTED]. He is currently in Dallas County Jail. He was arrested in Grand Prairie on 09/24/2016, the day after this offense occurred. He was also arrested for Unlawful Possession of a Firearm by a Felon, Unauthorized use of a Vehicle and Evading Arrest in Vehicle.

As I looked at his mugshot, I was able to tentatively identify [REDACTED] as the person in the video. He has the same stature, sideburns, height, weight, and haircut. The video is not clear enough to positively identify him, solely from the video.

I found in a recent Irving report (16-18045) from August that [REDACTED] were together and appeared to be boyfriend/girlfriend. I pulled a DL photo of [REDACTED] and I was able to positively identify her as the female that is with [REDACTED].

V. Phone Interview - [REDACTED]

On 01/17/2017, I called [REDACTED] back after she left a message on my voicemail. An audio recording was made of the interview. I asked her to come in for an interview, but she said that she was living in Harleton,

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0002

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Texas and could not come in. I conducted a phone interview.

I asked [REDACTED] about the incident. I gave her a reminder that it happened the day before [REDACTED] was arrested in Grand Prairie. She didn't recall at first, but after I told her that [REDACTED] had pulled a gun on a guy in the parking lot, she remembered it. She told me that the "black guy" and [REDACTED] got into it. She told [REDACTED] "Oh my God, what are you doing?" I asked why [REDACTED] pulled the gun out. [REDACTED] said that she did not know because she didn't even know that he had the gun. I asked if [REDACTED] was her boyfriend at the time. She said that he was. She said that she didn't live in Irving, she would just come here to see him. She said that it turned out that he was a "little screwed up" and had lots of problems. His girlfriend was killed in a car wreck where he was driving intoxicated.

I asked [REDACTED] she remembered where it happened. She said it was a little "itty bitty" convenience store. She said she remembered the guy being black. I asked if the victim did anything to make [REDACTED] pull out a gun. [REDACTED] said the black guy had a knife. She said that the victim walked over to the car. The victim was threatening him with a knife. [REDACTED] pulled his gun out. She said that the gun was stolen and was the same gun he was arrested with. [REDACTED] was not with him when he was arrested.

I asked if there was anything that happened inside the store. She said that there was nothing that she saw. [REDACTED] said that [REDACTED] was an Aryan Brotherhood gang member.

I asked who she thought was in the wrong. She said that both of them were in the wrong. She said that neither of them should have pulled out weapons. She said that she did not know who said what first. I asked [REDACTED] if she physically saw the knife and she did. She told me that it should be all on video. I told her that it was on video, but that I did not remember seeing a knife in his hand. I have since watched the video again more closely. I did not see anything in the victim's hands and he opens both of them up at different points in the confrontation. [REDACTED] then told me her cell phone was about out of minutes. She wanted me to call her back on another line. I did.

As we continued our conversation, [REDACTED] said that she could be mixed up about the knife, saying that the victim may or may not have had a knife. I asked what kind of gun [REDACTED] had. She said that it was black gun. She then said that it could have been silver, but she was not really sure.

I asked about the car. [REDACTED] said that the black Impala was her car. She told me that it was currently, last she knew, in the Grand Prairie Police Impound.

I clarified that it was [REDACTED] that was in the car. She said that she knew he was 32 years old. She then told me his middle name was [REDACTED]. She indicated that she was talking about the same person I had identified as the suspect.

We talked for a little bit and the interview was ended. This is just a summary of the interview. For the full interview, please refer to the recording.

VI. Grand Prairie PD Report

On 01/17/2017, Investigator Hock contacted Detective M. Russell #363 of the Grand Prairie Police Department. He sent me a copy of the report where the suspect, [REDACTED], was arrested in their city on 09/24/2016.

[REDACTED] was arrested for driving a stolen Dodge Ram Dually pickup and evading arrest. The report shows that a Taurus PT 738 .380 pistol (s/n 1D049013) was recovered from [REDACTED] upon his arrest. It was booked into their property room.

The 2004 Chevy Impala bearing TX LP [REDACTED] was not involved in Grand Prairie PD's offense. A copy of the report was put into DCS.

VII. Conclusion

[REDACTED], at the time of this report, is locked up in Dallas County Jail on multiple charges stemming from the Grand Prairie PD case. [REDACTED] is being charged with Aggravated Assault w/ Deadly Weapon and Unlawful

Incident Report Irving Police Department

Supplement No
0002

Narrative

Possession of a Firearm by a Felon. The charges will be added to his charges at Dallas County.